

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: H. William BOSCH et al.

Title: LIQUID DOSAGE COMPOSITIONS OF STABLE
NANOPARTICULATE ACTIVE AGENTS

Appl. No.: 10/619,539

Filing Date: 7/16/2003

Examiner: Susan T. Tran

Art Unit: 1615

Confirmation Number:
6324

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated October 8, 2008, and in the Advisory Action dated February 10, 2009, finally rejecting Claims 1-3, 5-35, 37, 39, 41, and 43-45. *This Notice of Appeal is being filed in lieu of filing a response to the non-final Office Action dated September 8, 2009.*

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee.

[X] Not required (Fee paid in prior appeal filed on March 6, 2009).

The required fees are calculated below:

[]	Notice of Appeal Fee	\$0.00
[]	Extension month:	\$0.00
[]	Extension:	\$0.00
	FEE TOTAL:	\$0.00
[]	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$0.00

It is believed that no fee is required for this filing. However, should the Patent and Trademark Office determine that a fee is necessary, please charge Foley & Lardner LLP's Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: December 7, 2009

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